

BEFORE THE COMMISSIONER OF INSURANCE

STATE OF GEORGIA

NOTICE OF INTENT TO ADOPT RULE CHANGES AND NOTICE OF HEARING

Notice is hereby given pursuant to the Georgia Administrative Procedure Act, O.C.G.A. Sections 50-13-3, 50-13-4, 50-13-6, 50-13-21, and, 33-2-9 of the following proposals by the Commissioner of Insurance to amend the Rules and Regulations of the Office of the Commissioner of Insurance.

The Rules and Regulations of the Office of the Commissioner of Insurance are proposed to be amended by the following actions:

- Adding Regulation Chapter 120-2-102 entitled "Guaranteed Asset Protection Waiver"
- Adding Regulation 120-2-102-.01 entitled "Authority"
- Adding Regulation 120-2-102-.02 entitled "Purpose and Applicability"
- Adding Regulation 120-2-102-.03 entitled "Definition"
- Adding Regulation 120-2-102-.04 entitled "Guaranteed Asset Protection Insurance Requirements"
- Adding Regulation 120-2-102-.05 entitled "General Requirements and Conditions"
- Adding Regulation 120-2-102-.06 entitled "Required Disclosures"
- Adding Regulation 120-2-102-.07 entitled "Cancellation Conditions"
- Adding Regulation 120-2-102-.08 entitled "Exceptions"
- Adding Regulation 120-2-102-.09 entitled "Penalties"
- Adding Regulation 120-2-102-.10 entitled "Severability"

SYNOPSIS AND EXPLANATION OF PROPOSED RULE CHANGES

The purpose of the proposed Rule and Regulation 120-2-102 of the Office of the Commissioner of Insurance is to implement changes to O.C.G.A. Section 33-63-4 which resulted from House Bill 1067 passing both chambers of the Georgia General Assembly and being signed into law by the Governor on May 7, 2012. These changes exempt qualifying retail motor vehicle installment sellers from state law that would otherwise require them to insure their guaranteed asset protection waiver obligations under a contractual liability policy or other such policy. The full text of the proposed Rule and Regulation 120-2-102 entitled "Guaranteed Asset Protection Waivers" is attached hereto and made a part hereof by reference.

SCHEDULE

The aforesaid proposals, which are being forwarded to the Attorney General for approval as to legality pursuant to O.C.G.A. Section 33-2-9, are now on file in the Administrative Procedure Division of the Office of Commissioner of Insurance, 1016 West Tower, Floyd Building, Two Martin Luther King, Jr. Drive, Atlanta, Georgia 30334, and are hereby declared to

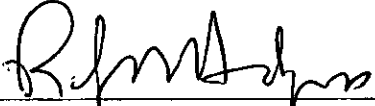
be a public record as follows:

Interested persons may participate in the proposed rulemaking process by submitting their written comments to **Vince Wiegand, Administrative Procedure Division, Office of Commissioner of Insurance, 1016 West Tower, Floyd Building, Two Martin Luther King, Jr. Drive, Atlanta, Georgia 30334**. All comments must be received by the Administrative Procedure Division by 4:30 a.m. on March 15, 2013. Interested persons may also participate in the proposed rulemaking by submitting oral comments at the hearing to commence at 10:00 a.m. on March 19, 2013, in the Hearing Room of the Office of Commissioner of Insurance, Seventh Floor, West Tower, Floyd Building, Two Martin Luther King, Jr. Drive, Atlanta, Georgia 30334.

Oral presentations at the hearing may be limited to five (5) minutes per person in order to afford all interested persons an opportunity to be heard. If you have a physical impairment and require assistance or have any questions regarding this notice, please contact the Administrative Procedure Division.

Based upon full consideration of all written and oral comments regarding the above matters, the Commissioner of Insurance may reject or adopt the proposed rules or may make changes to the proposed rules which may require another rulemaking hearing.

Given under my Hand and Official Seal this 12th day of February, 2013.



RALPH T. HUDGENS
COMMISSIONER OF INSURANCE
STATE OF GEORGIA

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